

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



#101 T.D.
2125103
LV4
(Not acceptable)

In re application of:

Group Art Unit: 3751

Patrick R. O'Connell

Examiner: Steven O. Douglas

Serial No.: 09/998,113

Filed: November 30, 2001

For: FUEL TANK FILLER NECK AND METHOD
OF MANUFACTURING SAME

RECEIVED

JAN 27 2003

Attorney Docket No.: SHEL 0102 PUS

TECHNOLOGY CENTER R3700

**TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b)**

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

The undersigned is an Attorney of Record in the above-captioned application.

Shelby Enterprises, Inc. (Assignee) is the owner of the entire right, title and interest in and to the invention claimed and disclosed in the above-captioned U.S. Patent Application Serial No. 09/998,113 by virtue of assignment, recorded on at Reel 012690, Frame 0111.

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Assignee hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Patent Application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Patent Application Serial No. 09/998,113, and Assignee hereby agrees that any patent

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231 on:

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James W. Proscia
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James Proscia
Signature

so granted on the above-captioned U.S. Patent Application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from U.S. Patent Application Serial No.09/998,113. This agreement to run with any patent granted on the above-captioned U.S. Patent Application and to be binding upon the Assignee, its successors and assigns.

Assignee does not disclaim any terminal part of any patent granted on the above-captioned U.S. Patent Application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from U.S. Patent Application Serial No.09/998,113 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Enclosed is a check in the amount of \$55.00 which represents the filing fee under 37 C.F.R. § 1.20(d) for this Terminal Disclaimer. The Commissioner is authorized to charge any additional fees, as well as credit any overpayments, to Deposit Account No. 02-3978. A duplicate of this request is enclosed for that purpose.

Respectfully submitted,

Patrick R. O'Connell

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